



JAMES A. NOYES, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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April 8, 2004

IN REPLY PLEASE
REFER TO FILE: **LD-1**

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**COMPLETION AND TRANSFER OF DRAINAGE FACILITIES
MISCELLANEOUS TRANSFER DRAIN NO. 1612
CITY OF PICO RIVERA
SUPERVISORIAL DISTRICT 1
3 VOTES**

Dear Supervisors:

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Find that this transfer is categorically exempt from the provisions of the California Environmental Quality Act (CEQA).
2. Approve and accept the transfer and conveyance to the Los Angeles County Flood Control District (LACFCD), from the City of Pico Rivera, Miscellaneous Transfer Drain (MTD) No. 1612, as depicted on District Drawing Nos. 6-F1347.1-.3, .9, and .11, on file with Public Works, subject to conditions and provisions contained in the enclosed City's Resolution.
3. Accept the completed construction work on MTD No. 1612.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

These actions provide for the transfer and acceptance of drainage facilities known as MTD No. 1612, into the County flood control system for operation and maintenance. The transfer and continued maintenance of MTD No. 1612 by the LACFCD provides for public health and safety to residents and visitors to the area.

Implementation of Strategic Plan Goals

The transfer of MTD No. 1612 is consistent with the County Strategic Plan Goal of Service Excellence since the regularly scheduled maintenance of our flood control facilities is needed to provide flood protection that improves the quality of life to residents in the area.

FISCAL IMPACT/FINANCING

No negative fiscal impact. Maintenance for MTD No. 1612 will be funded with Flood Control District funds. There will be no increase in net County cost.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

MTD No. 1612 was constructed to the satisfaction of the Director of Public Works. The Director of Public Works, as Chief Engineer of the LACFCD, reviewed and approved the facilities for transfer. The City of Pico Rivera adopted a Resolution requesting the LACFCD to accept the transfer and conveyance of MTD No. 1612. Under the provisions of Section 13-3/4 of the Los Angeles County Flood Control Act, these facilities may be transferred to the LACFCD.

ENVIRONMENTAL DOCUMENTATION

This transfer is categorically exempt from the provisions of CEQA, as specified in Class 1(u) of the revised Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, Synopsis 57, and Section 15301 of the CEQA Guidelines.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

No adverse impact.

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CONCLUSION

We are enclosing a certified copy of the City's Resolution for your files. At such time as this recommendation is adopted, please return a copy of this letter to Public Works, Land Development Division.

Respectfully submitted,

JAMES A. NOYES
Director of Public Works

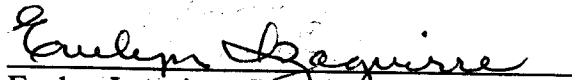
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Enc.

cc: Chief Administrative Office
County Counsel

I, Evelyn Izaguirre do hereby certify that I am the duly appointed and acting Deputy City Clerk of the City of Pico Rivera, California and that the foregoing Resolution No. 5071 requesting the Board of Supervisors of the Los Angeles County Flood Control District of the State of California to accept on behalf of said district the transfer and conveyance of the Storm Drain Improvements known as Miscellaneous Transfer Drain No. 1612 in The City of Pico Rivera for future operation, maintenance, repair, and improvement, and authorize the transfer and conveyance thereof is a copy of the original in the City Clerk's office.

I declare the foregoing to be true and correct under penalty of perjury, this 19th day of November 2003.

A handwritten signature in cursive script, reading "Evelyn Izaguirre", written over a horizontal line.

Evelyn Izaguirre, Deputy City Clerk
City of Pico Rivera, California

RESOLUTION NO. 5071

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PICO RIVERA, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT OF THE STATE OF CALIFORNIA TO ACCEPT ON BEHALF OF SAID DISTRICT THE TRANSFER AND CONVEYANCE OF THE STORM DRAIN IMPROVEMENTS KNOWN AS MISCELLANEOUS TRANSFER DRAIN NO. 1612 IN THE CITY OF PICO RIVERA FOR FUTURE OPERATION, MAINTENANCE, REPAIR, AND IMPROVEMENT, AND AUTHORIZE THE TRANSFER AND CONVEYANCE THEREOF.

WHEREAS, there have been dedicated to, or the City has otherwise acquired, the storm drain improvements and drainage system known as Miscellaneous Transfer Drain (M.T.D.) No. 1612, depicted on the City of Pico Rivera's Storm Drain Improvement Plans on file with the Director of Los Angeles County Department of Public Works; and

WHEREAS, the City is authorized and empowered to transfer and convey to the Los Angeles County Flood Control District any storm drain improvements and drainage systems for future operation, maintenance, repair, and improvement; and

WHEREAS, the City and the Los Angeles County Flood Control District entered into an agreement dated February 15, 1980, and recorded March 14, 1980, as Document No. 80-264811 of the Official Records in the office of the County Recorder for the County of Los Angeles, whereby the City made certain warranties about its future transfers and conveyances of flood control facilities to the District; and

WHEREAS, the best public interest will be served by transfer and conveyance of said storm drain improvements and drainage system from the City to the Los Angeles County Flood Control District for future operation, maintenance, repair, and improvement;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF PICO RIVERA, DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. To request the Los Angeles County Flood Control District to accept the transfer and conveyance of the storm drain improvements and drainage system known as M.T.D. No. 1612 depicted on the City of Pico Rivera's Storm Drain Improvement Plans on file with the Director of Los Angeles County Department of Public Works.

Section 2. Subject to the acceptance thereof of the Board of Supervisors of the Los Angeles County Flood Control District, the City Engineer is directed and ordered to prepare all necessary instruments and documents, to effectuate said transfer and conveyance, and that the Mayor is authorized and instructed to execute said documents and other instruments. The Los Angeles County Flood Control District shall have no obligation or responsibility to maintain said storm drain, improvements, and drainage until all rights-of-way for said drain now vested in the City and all other necessary rights-of-way have been conveyed to and accepted by the District.

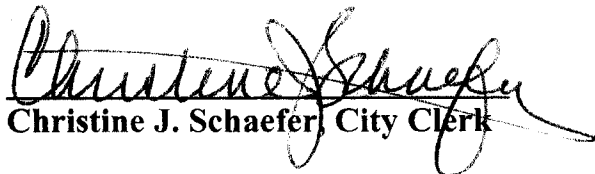
Section 3. The City Clerk shall attest to the passage and adoption of this Resolution and it shall be effective immediately upon its approval.

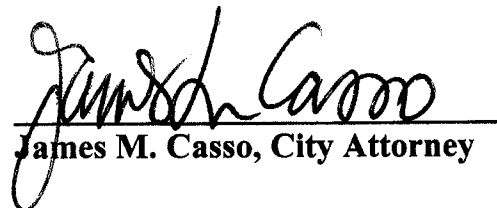
ADOPTED AND APPROVED this 17th day of November, 2003.


Beatrice Proo, Mayor

ATTEST:

APPROVED AS TO FORM:


Christine J. Schaefer, City Clerk


James M. Casso, City Attorney

AYES: Armenta, Garcia, Ramirez, Salcido, Proo
NOES: None
ABSENT: None
ABSTAIN: None